IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 2ND JULY 2007 / 11TH ASHADHA 1929

WP(C).No. 19349 of 2007(C)

PETITIONER:

G.S.BABY PRIYA, DHANYA,
KARUMOM P.O., TRIVANDRUM-2.

BY ADV. SRI.THAMPAN THOMAS
SMT.K.S.SABITHA

RESPONDENTS:

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1. C.I.OF POLICE,
MEDICAL COLLEGE POLICE STATION,
TRIVANDRUM.

2. SUPERINTENDENT OF POLICE,
CRIME BRANCH CID, S.I.GROUP,
MUTTADA, TRVANDRUM.

3. CENTRAL BUREAU OF INVESTIGATION,
REP.BY SUPERINTENDENT OF POLICE,
SPECIAL CRIME BRANCH,
CHENNAI.

4. THE CHIEF MANAGER,
TELECOM, BSNL, TRIVANDRUM-33.

BY ADV. SRI.K.KESAVANKUTTY, SC, BSNL
GOVERNMENT PLEADER SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 19349 OF 2007

DATED THIS THE 2nd DAY OF JULY, 2007

JUDGMENT

The petitioner is a widow of late Sri. Rajendran Kani. She and her late husband were residing together in a quarters allotted to her husband by the 4th respondent. In connection with the death of the petitioner's husband, there was a police enquiry which was ultimately handed over to the C.B.I. The C.B.I filed a refer report. The key of the quarters is with the Police. The 4th respondent is pressing the petitioner to surrender the quarters, which she is willing to do. But because the key is under the custody of the police, the petitioner is unable to open the quarters and take out her belongings for surrender of the quarters.

2. The learned Government pleader submits that the C.B.I. has finally filed a refer report before the Court and therefore, no further proceedings in respect of the criminal case are pending. That being so, it is only just and proper that the respondents take appropriate steps to permit the petitioner to take her belongings from the quarters. Accordingly, I direct the respondents to see that the

petitioner is permitted to take out her belongings from the quarters and surrender the same within a period of three weeks from today.

The writ petition is disposed of as above.

S. SIRI JAGAN, JUDGE

Acd